THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.6689 of 2006

Dt.4.4.2006

Between:

The Veera Brahmendra Swami S.T.Labour Contract Cooperative Society Ltd., Subbaiahpalem, Rompicherla Mandal, Guntur District and others … Petitioners

And

The Commissioner, Narasaraopet Municipality, Narasaraopet, Guntur and another

…Respondents

ORDER:

Petitioners seek to issue writ of mandamus declaring the action of the respondents in not allowing them to submit tenders and participate in the open auction pursuant to the tender notification dated 21.3.2006 for sanitation works in Narasaraopet Municipality as illegal and arbitrary and consequently direct the respondents to issue tender schedules at free of cost and not to insist upon the deposit of EMD for all the works in the said tender notification dt.21.3.2006.

A perusal of the said tender notification goes to show that tenders were called for from the societies formed by the retired sanitation workers, their children and the Scheduled Castes and Scheduled Tribes people having experience in sanitation works of Narasaraopet Municipality alone are eligible for issuance of tender schedules. Admittedly, petitioners' societies do not belong to Narasaraopet Municipality.

Having regard to the facts and circumstances of the case, I am of the opinion that as per the relevant orders issued from time to time by the Government the benefit has been extended to such of the societies formed by a particular Municipality/ Municipal Corporation, but not by the outsiders of the respective Municipality/Municipal Corporation. Therefore, the petitioners are not entitled for issuance of tender schedules in respect of sanitation works of Narasaraopet Municipality.

The writ petition is accordingly dismissed. No costs.

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V.ESWARAIAH, J.

4.4.2006
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